

IN THE UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF ARKANSAS
FAYETTEVILLE DIVISION

UNITED STATES OF AMERICA

PLAINTIFF

v.

Case No. 03-50016

JASON A. MARTINEZ

DEFENDANT

ORDER

NOW on this 11th day of December, 2006, the above referenced matter comes on for consideration. Currently pending before the Court is the defendant's **Motion to Set Aside Probation** (document #39). Based upon the oral motion fo counsel for the defendant, it is the Court's understanding that the defendant now wishes to withdraw the pending motion. Therefore, the Court, being well and sufficiently advised, finds that the defendant's **Motion to Set Aside Probation** (document #39) should be, and it hereby is, **withdrawn and denied, as moot.**

IT IS SO ORDERED.

/S/JIMM LARRY HENDREN
JIMM LARRY HENDREN
UNITED STATES DISTRICT COURT